

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ENZON PHARMACEUTICALS, INC.,)	
)	
)	
Plaintiff,)	
)	
v.)	C. A. No. 04-1285-GMS
)	
PHOENIX PHARMACOLOGICS, INC.,)	
)	
)	
Defendants.)	

**DEFENDANT PHOENIX PHARMACOLOGICS, INC.'S
NOTICE OF DEPOSITION OF MAX GOTTESMAN, MD**

TO:

Josy W. Ingersoll, Esquire
John W. Shaw, Esquire
Young Conaway Stargatt & Taylor, LLP
1000 West Street, 17th Floor
Wilmington, DE 19801

Charles A. Weiss, Esquire
Michael A. Siem, Esquire
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One Broadway
New York, NY 10004

PLEASE TAKE NOTICE that Pursuant to Federal Rules of Civil Procedure, beginning on November 16, 2005 at 9:00 a.m., and continuing from day to day until completed, at the offices of Woodcock Washburn LLP, One Liberty Place, Philadelphia PA 19103 or at some other place that may be agreed upon by the parties, Phoenix will take the deposition upon oral examination of Max Gottesman, M.D.

The oral examination will take place before a Notary Public or other officer authorized to administer oaths. The deposition will be recorded stenographically, videotaped, and may also be recorded by instant visual display of the stenographic record.

November 8, 2005

THE BAYARD FIRM

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CERTIFICATE OF SERVICE

The undersigned counsel certifies that, on November 8, 2005, he electronically filed the foregoing document with the Clerk of the Court using CM/ECF, which will send automatic notification of the filing to the following:

Josy W. Ingersoll, Esquire
John W. Shaw, Esquire
Young Conaway Stargatt & Taylor, LLP
1000 West Street, 17th Floor
Wilmington, DE 19801

The undersigned counsel further certifies that copies of the foregoing document were sent by email and hand to the above local counsel and by email and U.S. mail to the following non-registered participants:

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/s/ Richard D. Kirk (rk0922)